

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/507,525 Confirmation No.:
First Named Inventor : Werner OBEREGGER
Filed : September 14, 2004
TC/A.U. : Unassigned
Examiner : Unassigned
Docket No. : 100338.54030US
Customer No. : 23911
Title : Modified-Release Tablet of Bupropion Hydrochloride

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §§ 1.97 and 1.98

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 CFR §1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached Form PTO-1449 and/or listed herein and which the Examiner may deem relevant to patentability of the claims of the above-identified application.

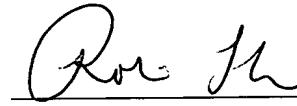
The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

All of the documents are described in the Petition to Make Special submitted along with this Information Disclosure Statement

If necessary, the paper should be considered as a petition for consideration of the Information Disclosure Statement under 37 C.F.R. §1.97(d)(2) and that the petition fee set forth in 37 C.F.R. §1.17(i) in accordance with 37 C.F.R. §1.97(d)(3) should be charged to Deposit Account No. 05-1323 (Docket #100338.54030US)

Respectfully submitted,

April 26, 2005



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Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>				Complete if Known	
Sheet	1	of	9	Application Number	10/507,525
				Filing Date	September 14, 2004
				First Named Inventor	Werner OBEREGGER
				Art Unit	Unassigned
				Examiner Name	Unassigned
				Attorney Docket Number	100338.54030US

U.S. PATENT DOCUMENTS					
Examiner Initials ¹	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
Number-Kind Code² (if known)					
AA	US- 4,571,395		02-18-1986	Anthony W. Peck	
AB	US- 5,427,798		06-27-1995	Jennie Sue G. Ludwig et al.	
AC	US- 5,731,000		03-24-1998	Michael David Ruff et al.	
AD	US- 6,033,686		03-07-2000	Pawan Seth	
AE	US 6,120,803		09-19-2000	Patrick S.L. Wong et al.	
AF	US- 6,143,327		11-07-2000	Pawan Seth	
AG	US- 6,153,223		11-28-2000	Vahe Henry Apelian et al.	
AH	US- 6,197,827		03-06-2001	Douglas D. Cary	
AI	US- 6,210,716		04-03-2001	Chih-Ming Chen et al.	
AJ	US- 6,221,917		04-24-2001	Amitava Maitra et al.	
AK	US- 6,238,697		05-29-2001	Vijal Kumar et al.	
AL	US- 6,270,805		08-07-2001	Chih-Ming Chen et al.	
AM	US- 6,306,436		10-23-2001	Shubha Chungi et al.	
AN	US- 6,340,475		01-22-2002	John W. Shell et al.	
AO	US- 6,342,249		01-29-2002	Patrick S.-L. Wong et al.	
AP	US- 6,342,250		01-29-250	David B. Masters	
AQ	US- 6,363,626		04-09-2002	Padmanabh Bhatt et al.	
AR	US- 6,395,300		05-28-2002	Julie Straub et al.	
AS	US- 6,441,046		09-27-2002	Carl M. Mendel et al.	
AT	US- 6,482,987		11-19-2002	Prakash Shriram Kulkarni et	
AU	US- 6,488,962		12-03-2002	Bret Berner et al.	
AV	US- 6,495,605		12-17-2002	John R. McCullough et al.	
AW	US- 6,500,459		12-31-2002	Chabra et al.	
AX	US- 6,541,532		04-01-2003	Mark E. Ragsdale et al.	

Examiner Signature	Date Considered
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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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		Number-Kind Code ² (if known)				
AY	US- 6,558,708			05-06-2003	Henry C. Lin	
AZ	US- 6,569,463			05-27-2003	Mahesh V. Patel et al.	
BA	US- 6,589,553			07-08-2003	Boyong Li et al.	
BB	US- 6,797,283			09-28-2004	David E. Edgren et al.	
BC	US- 6,730,321			05-04-2004	Richard Ting et al.	
BD	US- 6,723,340			04-20-2004	Gloria Gusler et al.	
BE	US- 6,635,281			10-21-2003	Patrick S.-L. Wong	
BF	US- 6,641,614			11-04-2003	Erik J. Wagner et al.	
BG	US- 2001/0018070			08-30-2001	John W. Shell et al.	
BH	US- 2002/0044960			04-18-2002	S. Rao Cherukuri	
BI	US- 2002/0047058			04-25-2002	Frank Verhoff et al.	
BJ	US- 2002/0197311			12-26-2002	Steffen Hasenzahl et al.	
BK	US- 2003/0003151			01-02-2003	Sham Chopra	
BL	US- 2003/0044462			03-06-2003	Veerappa S. Subramanian et al.	
BM	US- 2003/0059471			03-27-2003	Bruce Jon Compton et al.	
BN	US- 2003/0064097			04-03-2003	Mahesh V. Patel et al.	
BO	US- 2004/013286			07/08/2004	Hirsh et al	

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		Number-Kind Code ² (if known)				
	BO	US-2003/0064104		04-03-2003	Suzanne Jaffe Stillman	
	BP	US-2003/0072802		04-17-2003	Neal R. Cutler	
	BQ	US-2003/0091630		05-15-2003	Jenny Louie-Helm	
	BR	US-2003/0104048		06-05-2003	Mahesh V. Patel et al.	
	BS	US-2003/0104052		06-05-2003	Bret Berner et al.	
	BT	US-2003/0104053		06-05-2003	Gloria Gusler et al.	
	BU	US-2003/0133982		07-17-2003	John M. Heimlich et al.	
	BV	US-2003/0134906		07-17-2003	Roberto Valducci et al.	
	BW	US-2003/0147952		08-07-2003	Jong C. Lim et al.	
	BX	US-2004/0229942		11-18-2004	Howard A. Hassman et al.	
	BY	US-2004/0225020		11-11-2004	John R. McCullough et al.	
	BZ	US-2004/0220274		11-04-2004	Susan B. Sobolov-Jaynes	
	CA	US-2004/0185097		09-23-2004	Muthaiyyan Esakki Kannan et al.	

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		Number-Kind Code ² (if known)				
	CB	US-2004/0156899		08-12-2004	Jenny Louie-Helm	
	CC	US-2004/0156872		08-12-2004	H. William Bosch et al.	
	CD	US-2004/0141925		07-22-2004	H. William Bosch et al.	
	CE	US-2004/0121010		06-24-2004	Jane Hirsh et al.	
	CF	US-2004/0115263		06-17-2004	David W. Robertson et al.	
	CG	US-2004/0059002		03-25-2004	Richard R. Couch et al.	
	CH	US-2004/037879		02-26-2004	Prasad S. Adusumilli	
	CI	US-2004/0022852		02-05-2004	Sham Chopra	
	CJ	US-2004/0022844		02-05-2004	Steffen Hasenzahl et al.	
	CK	US-2003/0232080		12-18-2003	S. Indiran Pather et al.	
	CL	US-2003/0152662		08-14-2003	Jennie Louie-Helm et al.	
	CM	US-2003/0198683		10-23-2003	Boyong Li et al.	

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		Number-Kind Code ² (if known)				
CN	US- 4,711,782			12-08-1987	Hiroaki Okada et al.	
CO	US- 4,713,248			12-15-1987	Kim Kojorn es et al.	
CP	US- 4,792,452			12-20-1988	John R. Howard et al.	
CQ	US- 4,795,641			01-03-1989	David S. Kashdan	
CR	US- 4,795,643			01-03-1989	Pawan Seth	
CS	US- 4,797,286			01-10-1989	Arvind L. Thakkar et al.	
CT	US- 4,837,980			06-13-1989	Clarence L. Rogers Jr.	
CU	US- 4,806,337			02-21-1989	Wallace C. Snipes et al.	
CV	US- 4,847,092			07-11-1989	Arvind L. Thakkar et al.	
CW	US- 4,860,662			08-29-1989	Takashi Matsumoto et al.	
CX	US- 4,851,229			07-25-1989	Paul R. Magruder et al.	
CY	US- 4,882,167			11-21-1989	Choong-Gook Jang	
CZ	US- 5,047,248			09-10-1991	Massimo Calanchi et al.	
DA	US- 5,082,655			01-21-1992	Wallace C. Snipes et al.	
DB	US- 5,126,646			06-30-1992	Naoki Fujita et al.	
DC	US- 5,169,638			12-08-1992	Andrew Dennis et al.	
DD	US- 5,187,150			02-16-1993	Peter Speiser et al.	
DE	US- 5,200,193			04-06-1993	Galen W. Radebaugh et al.	
DF	US- 5,283,065			02-01-1994	Daniel J. Doyon et al.	
DG	US- 5,391,777			02-21-1995	Masato Tanabe et al.	
DH	US- 5,431,922			07-11-1995	Alf G.M. Nicklasson	
DI	US- 5,462,747			10-31-1995	Galen W. Radebaugh et al.	

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		Number-Kind Code ² (if known)			
DJ	US- 5,478,572		12-26-1995	Stephen T. David et al.	
DK	US- 5,523,095		06-04-1996	Alan K. Wilson et al.	
DL	US- 5,582,837		12-10-1996	John W. Shell	
DM	US- 5,603,953		02-18-1997	Scott M. Herbig et al.	
DN	US- 5,648,096		07-15-1997	Bruno Gander et al.	
DO	US- 5,558,879		09-24-1996	Chih-Ming Chen et al.	
DP	US- 5,654,005		08-05-1997	Chih-Ming Chen et al.	
DQ	US- 5,733,577		03-31-1998	Garry L. Myers et al.	
DR	US- 5,762,950		06-09-1998	Antti Yli-Urpo et al.	
DS	US- 5,762,961		06-09-1998	Bruce J. Roser et al.	
DT	US- 5,890,334		04-06-1999	John P. Hughes, Jr. et al.	
DU	US- 5,876,752		03-02-1999	Scott Max Herbig et al.	
DV	US- 5,888,542		03-30-1999	Bruno Huet de Barochez et al.	
DW	US- 5,919,484		07-06-1999	Jenn S. Shih et al.	
DX	US- 6,022,562		02-08-2000	Pierre Autant et al.	
DY	US- 6,020,002		02-01-2000	Garry L. Myers	
DZ	US- 6,004,582		12-21-1999	Joaquina Faour et al.	
EA	US- 6,096,339		08-01-2000	Atul D. Ayer et al.	
EB	US- 6,033,685		03-07-2000	Yihong Qiu et al.	
EC	US- 6,036,976		03-14-2000	Nobuyuki Takechi et al.	
ED	US- 6,113,943		09-05-2000	Hiroaki Okada et al.	
EE	US- 6,117,452		09-12-2000	Nils Ahlgren et al.	

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	EF	US- 6,129,931	10-10-2000	Nadhamuni G. Nerella et al.	
	EG	US- 6,143,325	11-07-2000	Andrew B. Dennis et al.	
	EH	US- 6,159,501	12-12-2000	Annette Skinhoj	
	EI	US- 6,183,780	02-06-2001	Paulus M. Van Balken et al.	
	EJ	US- 5,958,458	09-28-1999	Tomas Norling et al.	
	EK	US- 6,274,171	08-14-2001	Deborah M. Sherman et al.	
	EL	US- 6,287,587	09-11-2001	Takada Shigeyuki et al.	
	EM	US- 6,352,721	03-05-2002	Joaquina Faour	
	EN	US- 6,340,476	01-22-2002	Kamal K. Midha et al.	
	EO	US- 6,319,520	11-20-2001	Patrick Wuthrich et al.	
	EP	US- 6,355,272	03-12-2002	Carla Marcella Caramella et al.	
	EQ	US- 6,391,336	05-21-2002	Garfield P. Royer	
	ER	US- 6,419,952	07-16-2002	Patrick S. -L. Wong et al.	
	ES	US- 6,440,457	08-27-2002	David Emil Edgren et al.	
	ET	US- 6,475,321	11-05-2002	Tsutomu Ikeda et al.	
	EU	US- 6,491,947	12-10-2002	Ryan Giffin Moore et al.	
	EV	US- 6,534,089	03-18-2003	Atul D. Ayer et al.	
	EW	US- 6,548,084	04-15-2003	Graham Stanley Leonard et al.	
	EX	US- 6,517,866	02-11-2003	Mary Tanya Am Ende et al.	
	EY	US- 6,387,403	05-14-2002	Sylvia L. Seroff et al.	
	EZ	US- 6,555,136	04-29-2003	Kamal K. Midha	
	FA	US- 6,565,883	05-20-2003	Joerg Ogorka et al.	

Examiner Signature	Date Considered
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<p>Substitute for form 1449A/PTO</p> <p>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</p> <p>(use as many sheets as necessary)</p>				Complete if Known	
				Application Number	10/507,525
				Filing Date	September 14, 2004
				First Named Inventor	Werner OBEREGGER
				Art Unit	Unassigned
				Examiner Name	Unassigned
Sheet	8	of	9	Attorney Docket Number	100338.54030US

U.S. PATENT DOCUMENTS					
Examiner Initials'	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
Number-Kind Code ² (if known)					
FB	US- 6,599,529		07-29-2003	Annette Skinhøj	
FC	US- 6,682,759		01-27-2004	Jong C. Lim et al.	
FD	US- 5,840,334		11-24-1998	Raiden et al	
FF	US RE 33,994		07-14-1992	Baker et al	
FG	US- 4,880,622		11-14-1989	Allcuck et al	
FH	US 4,361,545		11-30-1982	Powell et al	
FI	US 4,834,985		05-30-1989	Lelger et al;	
FJ	US 5,030,457		07-09-1991	Ng et al	
FK	US 6,475,521		11-05-2002	Timmins et al	

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				Number-Kind Code ² (if known)	
FL	US- 6,599,529		07-29-2003	Annette Skinhøj	
FM	US- 6,682,759		01-27-2004	Jong C. Lim et al.	

FOREIGN PATENT DOCUMENTS					
Examiner Initials ¹	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)			
FN		CA 2318960	08-05-1999	Sepracor Inc.	
FO		CA 2286684	10-29-1998	Isa Odidi et al.	
FP		CA 1,321,754	08-31-1993	Richard W. Baker et al.	
FQ		CA 2259730	07-18-2000	Bernard Charles Sherman	
FR		CA 2433915	08-15-2002	Andrx Pharmaceuticals Inc.	
FS		WO 00/64773	09-21-2000	Nitromed, Inc.	
FT		WO 02/094323	11-28-2002	Glaxo Group Limited	
FU		WO 03/015795	02-27-2003	Nolan Eye & Laser Center	
FV		WO 99/38499	08-05-1999	Sepracor Inc.	
FW		WO 03/086362	10-23-2003	Ranbaxy Laboratories Limited	

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